IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.1091 OF 2004

Shankar Rajaram Bhalekar. ... Appellant.

Versus.

Bhawanji Mahadeo Kadam. ... Respondent.

Shri S.M.Railkar for the Appellant.

CORAM : ABHAY S. OKA, J.

DATED : 2nd February, 2005.

P.C.:

1. Heard Shri Railkar for the Appellant. The Appeal is by unsuccessful Defendant. The case of the Appellant was that the property was originally owned by one Gopal Bhalekar. The further case of the Appellant is that Parvati was the daughter of Gopal Bhalekar. There is a finding of fact recorded by both the Courts below that no evidence has been produced to show that Gopal was holding the suit properties or that Parvati was daughter of Gopal. The said findings of the Courts below are based on legal evidence on record. There is no infirmity in the said findings. No substantial question of law arises in the Second Appeal. The Second Appeal is dismissed with no order as to costs.

2. Authenticated copy of this order be issued to the parties.

Judge.